

UNITED STATES DISTRICT COURT

for the

Central District of California

Elijah Behringer

Plaintiff(s)

v.

California Polytechnic State University,  
San Luis Obispo (Cal Poly); Jeffrey Armstrong, Tina  
Hadaway-Mellis, Valla Hardy, Amy Gode, San Luis  
Obispo County, Penny Borenstein (see attached)

Defendant(s)

Civil Action No. 5:23-cv-00934-JFW(SK)

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address) Jeffrey Armstrong  
Office of the President  
Building 1, Room 407  
California Polytechnic State University  
1 Grand Avenue, San Luis Obispo, CA 93407

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Elijah Behringer  
PO Box 2973  
Crestline, CA 92325

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT

Cornie Chung  
Signature of Clerk or Deputy Clerk



Date: 05/26/2023

1 Elijah Behringer  
2 behringerlaw@pm.me  
3 PO Box 2973  
4 Crestline, CA 92325  
5 (909) 222-5370  
6  
7  
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9  
10 **IN THE UNITED STATES DISTRICT COURT**  
11 **CENTRAL DISTRICT OF CALIFORNIA**

12 **Elijah Behringer,**

13 Plaintiff,

14 v.  
15

16 **California Polytechnic State University,**  
17 **San Luis Obispo (Cal Poly);**

18 Cal Poly President **Jeffrey Armstrong,**  
19 in his official and individual capacity;

20 Cal Poly Administrator **Tina Hadaway-**  
21 **Mellis,** in her official and individual  
22 capacity;

23 Cal Poly Administrator **Valla Hardy,** in  
24 her official and individual capacity;

25 Cal Poly Administrator **Amy Gode,** in  
26 her official and individual capacity;

27 The municipal government of **San Luis**  
28 **Obispo County;**

County Health Officer **Penny**  
**Borenstein,** in her official and individual  
capacity;

Defendants.

**Case No. 5:23-cv-00934-JFW(SK)**

**COMPLAINT - Civil Rights Action**  
**Under Title 42 U.S.C. § 1983**

**DEMAND FOR JURY TRIAL**